

D.S.

TEXAS WATER COMMISSION



B. J. Wynne, III, Chairman
John E. Birdwell, Commissioner
Cliff Johnson, Commissioner

John J. Vay, General Counsel
Michael E. Field, Chief Hearings Examiner
Gloria A. Vasquez, Chief Clerk

Allen Beinke, Executive Director

April 12, 1991

Mr. Jeff Nitch
Branch Manager
Safety-Kleen Corp.
3820 Bratton Rd.
Corpus Christi, Texas 78413

Re: Safety-Kleen Corp.-Corpus Christi
EPA ID No. TXD000747402
Solid Waste Registration No. 68053
Notice of Solid Waste Violations

Dear Mr. Nitch:

On February 27, 1991 and March 11, 1991, Susan Clewis of the Texas Water Commission (TWC) District 12 office conducted an inspection of the above referenced facility to determine compliance with the Commission's rules pertaining to solid waste management. During the inspection, conditions were observed and documented that we believe constitute noncompliance with the solid waste rules. The following area of alleged noncompliance were observed:

1. Failure to update the Notice of Registration to include all waste streams generated.

Violation of 31 TAC 335.6(b) (Generators Checklist p. 1 of 5).

2. Safety-Kleen failed to follow the written inspection schedule included in their Part B Permit Application. Daily inspections are not conducted on holidays and weekends.

Violation of 40 CFR 265.15(b)/31 TAC
335.112(a)(1) (General Facilities Checklist p.
4 of 6).

Concerning this alleged noncompliance, we request your response in writing with a schedule for corrective action by May 13, 1991. We also request that you advise us of any corrective action which you have taken.

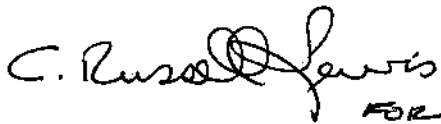
Mr. Nitch
April 12, 1991
Page 2

An on-site inspection or review of records will be conducted at the appropriate time to verify compliance. You are advised that failure to respond within the requested time frame and adequately remedy solid waste noncompliances may result in the initiation of formal enforcement action which could lead to administrative penalties of up to \$10,000 per day assessed against the company by the Texas Water Commission.

A copy of the Texas Administrative Code (TAC) regulations can be obtained for a fee from Agency Information Consultants, Inc.; P. O. Box 2181; Austin, Texas 78768; telephone number (512) 478-8991. The Code of Federal Regulations (40 CFR Parts 190-299) are available from the Superintendent of Documents, U. S. Government Printing Office, Washington, D. C., 20402.

If you have any questions regarding these matters, please contact Susan Clewis of the TWC District 12 office at (512) 851-8484.

Sincerely,


FOR

Chip Volz
District Manager

SC/pb

Attachment

cc: Cheryl Wilson, Reports and Information Management Unit

TEXAS WATER COMMISSION

I-1

B. J. Wynne, III, Chairman
John E. Birdwell, Commissioner
Cliff Johnson, Commissioner

John J. Vay, General Counsel
Michael E. Field, Chief Hearings Examiner
Brenda W. Foster, Chief Clerk

Allen Beinke, Executive Director

March 28, 1990

Mr. J. L. Lanahan
Safety-Kleen Corporation
1580 Industrial Drive
Missouri City, Texas 77489

Re: Safety-Kleen Corporation - Corpus Christi
Solid Waste Registration No. 68053
US EPA ID Number TXD000747402

Dear Mr. Lanahan:

On February 28, 1990, Pam Brown of the Texas Water Commission (TWC) District 12 office conducted an inspection of the above referenced facility to determine compliance with the Commission's rules pertaining to solid waste management. A copy of the inspection report is attached. During the inspection, conditions were observed and documented that we believe constitute noncompliance with the solid waste rules. The following areas of alleged noncompliance were observed:

1. Failure to update Notice of Registration to include an additional waste stream and facility. Violation of 31 Texas Administrative Code (TAC) 335.6(b). (Generator's Checklist p. 1 of 3).
2. Failure to properly complete hazardous waste manifests. Violation 31 TAC 335.10. (Generator's Checklist p. 2 of 3).
3. Shipments of spent solvent from an industrial CESQG were transported and received by Safety-Kleen without a hazardous waste manifest. Violation of 31 TAC 335.11 and 335.12. (General Facilities Checklist p. 5 of 6).
4. Within the container storage area, drums holding ignitable waste were located less than 50 feet from the facility's property line. Violation of 31 TAC 335.112(a)(8)/40 Code of Federal Regulations (CFR) 265.176. (Container Storage Area Checklist p. 1 of 1).

Mr. Lanahan
March 28, 1990
Page 2

Concerning these alleged noncompliances, we request your response in writing with a schedule for corrective actions by April 27, 1990. We also request that you advise us of any corrective action which you have taken.

An on-site inspection or review of records may be conducted at the appropriate time to verify compliance. You are advised that failure to respond within the requested time frame and adequately remedy solid waste noncompliance may result in the initiation of formal enforcement which could lead to administrative penalties of up to \$10,000 per day assessed against the company by the Texas Water Commission.

A copy of the Texas Administrative Code regulations can be obtained for a fee from Agency Information Consultants, Inc.; P. O. Box 2181; Austin, Texas 78768; telephone number (512) 478-8991. The Code of Federal Regulations (40 CFR Government Parts 190-399) are available from the Superintendent of Documents, U. S. Government Printing Office; Washington, D. C. 20402.

If you have any questions regarding these matters, please contact Pam Brown of the TWC District 12 office at (512) 851-8484.

Sincerely,



Chip Volz
District Manager

PB/sp

Attachment

mc: Cheryl Wilson, Reports and Information Management Unit

File I.A

Resolves
violations

Texas Water Commission

INTEROFFICE MEMORANDUM

TO : The File

THRU : Robert W. Lee, P.E., Head,
Solid Waste Enforcement Unit *RWL*

FROM : Alice Hamilton Rogers, Solid Waste
Enforcement Unit

SUBJECT: Safety-Kleen, Corpus Christi
Solid Waste Registration No. 68053

DATE: 3/16/87

TXD0000747402

Safety-Kleen, Corpus Christi was inspected on January 29, 1986 and a Notice of Violation for noncompliances observed sent to the Company on July 30, 1986. The Company responded to the NOV in a letter dated September 3, 1986. Each noncompliance is discussed below.

1. Safety-Kleen has begun using manifests for shipments from their customer facilities to their service center.
2. The Company has begun submitting monthly waste receipt summaries.
3. Safety-Kleen submitted a site inspection closure plan for the Corpus Christi facility on September 3, 1986. The plan also included a closure cost estimate which is inadequate because all tanks and containers are not assumed to be full. The company was notified of this noncompliance in a letter dated March 3, 1987.
4. A personnel training plan which included job descriptions for each position.

Alice H. Rogers
Alice Hamilton Rogers

AHR:mh

cc: Mr. Russell Lewis, TWC District 12
Mr. Russell Kimble, TWC Reports and Management Section
Mr. Robert Wachsmuth, Safety-Kleen Corporation

HAE

TEXAS WATER COMMISSION

Paul Hopkins, Chairman
Ralph Roming, Commissioner
John O. Houchins, Commissioner



Larry R. Soward, Executive Director
Mary Ann Hefner, Chief Clerk
James K. Rourke, Jr., General Counsel

March 3, 1987

New Now

Mr. Robert Wachsmuth
Environmental Engineer
Technical Services
Safety-Kleen Corporation
777 Big Timber Road
Elgin, Illinois 60120

Re: Safety-Kleen Corporation
Solid Waste Registration No. 68053

Dear Mr. Wachsmuth:

We have reviewed your letter of September 3, 1986 which replied to our July 30, 1986 Notice of Violation for the Corpus Christi site. Our review indicated that your closure cost estimate is not based on the tank and containers at the site being full. Although we understand that it is Safety-Kleen's practice not to fill these units completely, the closure cost estimate must be based on these units being full. Therefore, your closure cost estimate should be revised.

We request your response to this letter within 30 days. If you have any questions regarding this matter, please contact Alice Hamilton Rogers at AC 512/463-8181.

Sincerely,

Susan S. Ferguson

Samuel B. Pole, Chief
Hazardous and Solid Waste Enforcement Section
Hazardous and Solid Waste Division

AHR:mh

cc: Mr. Russell Lewis - TWC District 12 Office
Mr. Russell Kimble - TWC Reports and Management Section ✓
Mr. Joe Bob Wenzel, Safety-Kleen

Texas Water Commission

INTEROFFICE MEMORANDUM

TO : Mr. Russell Kimble, Chief
Reports and Management Section

THRU :

DATE: 2/27/87

FROM : Mr. Samuel B. Pole, Chief, Hazardous and Solid Waste
Enforcement Section

SUBJECT: Safety-Kleen Facilities

The following Safety-Kleen Facilities no longer have Class I violations. A memo explaining each violation in detail may be found in each file. Class II violations still exist at each site and the Company has been notified of these by letters that may be found in each file.

Put on Log - 2-17-87 Insp & NOV

<i>Red</i> ✓	Safety-Kleen	Corpus Christi	SWR 68053- <i>Red. 9/3/86</i>
✓	Safety-Kleen	Denton	SWR 65124✓
<i>OTH2</i> ✓	Safety-Kleen	Irving	SWR 55194- <i>9/30/86 - SCH1</i>
<i>Red</i> ✓	Safety-Kleen	McAllen	SWR 68062 - <i>comp - 9/19/86</i>

The following Safety-Kleen facilities still have Class I violations, specifically, storing ignitable waste containers with 50' of the property line. We have escalated enforcement action against these sites including sending NOV's. Copies of these NOV's may be found in the file. Copies of memos documenting the resolution of each violation may also be found in the files.

NOV 2/27/87

✓	Safety-Kleen	Abilene	<i>TXDOW 2287383</i> SWR 64042 <i>4-7-86</i> <i>Red 3/1/87</i>
<i>OTH1</i> ✓	Safety-Kleen	Lubbock	SWR 62018- <i>10-24-86; 8-26-86</i>

NOV - 2/24/87

In addition, copies of the memos, letters and NOV's were sent to your section, and the enforcement log has been updated to show the current status of each case. If, after review of the files, your staff has any questions regarding these sites, you may contact Alice Hamilton Rogers at 3-8181.

Samuel B. Pole
Samuel B. Pole

AHR/da

cc: TWC District 4 Office - Tim Sewell
TWC District 9 Office - Wesley Newberry
TWC District 11 Office - Charles F. Webster
TWC District 12 Office - Russell Lewis

TEXAS WATER COMMISSION

Paul Hopkins, Chairman
Ralph Roming, Commissioner
John O. Houchins, Commissioner



July 30, 1986

Larry R. Soward, Executive Director
Mary Ann Hefner, Chief Clerk
James K. Rourke, Jr., General Counsel

Mr. Joe Bob Wenzel
Safety-Kleen Corporation
3820 Bratton Rd.
Corpus Christi, TX 78415

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Re: Safety-Kleen, Corpus Christi Site
Solid Waste Registration No. 68053
Notice of Solid Waste Violations

Dear Mr. Wenzel:

On January 29, 1986 Texas Water Commission (TWC) Representatives from the District 12 area office conducted an inspection of the above noted facility in order to survey compliance of the operation with the Commission's rules pertaining to Solid Waste management. During the inspection, conditions were observed and documented that we believe may constitute violations of the solid waste rules.

The following areas of alleged noncompliance were observed during the inspection:

1. The company did not use TWC Manifests when shipping Class I wastes from customer facilities to their service center. Violation of Texas Administrative Code (TAC) 335.10(a).
2. The company was not submitting monthly waste receipt summaries. Violation of TAC 335.15.
3. The closure plan was inadequate in that it did not specifically address closure of the Corpus Christi service center. Violation of TAC 335.213.
4. The personnel training records did not include job descriptions for facility personnel. Violation of TAC 335.117(d).

We request your response in writing within 30 days from your receipt of this letter to the alleged noncompliances. We

Mr. Joe Bob Wenzel

Page 2

also request that you advise us of any corrective action which you have taken or schedules for corrective action which you propose to remedy noncompliances.

You are advised that failure to adequately remedy solid waste noncompliances may result in administrative penalties of up to \$10,000 per day assessed against the entity by the Texas Water Commission.

Any questions that you have concerning this matter should be addressed to Alice Hamilton Rogers at 512/463-8181.

Sincerely,



Samuel B. Pole, Chief
Hazardous and Solid Waste Enforcement Section
Hazardous and Solid Waste Division

AHR/da

cc: TWC District Office
Russell Kimble, Reports and Management Group

Mr. Rober Wachsmuth
Safety-Kleen Corporation
777 Big Timber Rd.
Elgin, Texas 60123

2. HANDLER NAME:

3. ADDRESS:

Contact Person: _____

5. DATE OF INITIAL EVALUATION WHICH IS THE BASIS FOR THIS REPORT:

5a. AGENCY RESPONSIBLE FOR EVALUATION:

Put code in box ☐

E = EPA
S = State
J = Joint
O = Other
B = Contractor/State
X = Oversight

6. TYPE OF EVALUATION COVERED ☐

BY THIS REPORT:
Put code in box
Choose one

1 = Evaluation Inspection	6 = Other - Citizen Complaint
2 = Sampling	7 = Other - Part B Call-In
3 = Record Review	8 = Other - Withdrawal Candidate
4 = Ground Water Monitoring Evaluation	9 = Other - Closed Facility
5 = Follow Up	10 = Other - General

7. DATE OF EVALUATION COVERED BY THIS REPORT (enter only if different from 5): 2/1/84

Class of Violation	Area of Violation						
	GMM	CI/PC	Fin. Res	Pt. B	Cmpl. Sch	Manifest	Other
I			X				
II							

9. ENFORCEMENT ACTIONS:

Class	Area of Violation	Type (use code)	Date Action Taken	Compliance Dates		Penalty		Resp. Ag. (use code)	Resp. Ref's (3 initials)
				Scheduled	Actual	Assessed	Collected		
	Cell Phone								

	Codes for Resp. Agency:
	E = EPA
	S = State
	X = EPA
	oversight

9a. STATUS OF HANDLER WITH COMPLIANCE SCHEDULE OF ORDERS: Meeting compliance schedule Yes No Status Date / /

10. Comments:

(Limit each comment to 80 characters. Up to 99 comments are possible.)

TEXAS WATER COMMISSION

HAZARDOUS WASTE COMPLIANCE MONITORING AND ENFORCEMENT LOG

R.L.
X
83C☒ NEW ☐ UPDATETDWR ID: **68053**1. EPA ID: **TXD000747402**INDUSTRY: **S-KLEEN**DISTRICT: **12**2. INDUSTRY NAME: **Safety-Kleen Corporation**PHONE: **(512) 854-9471**3. SITE ADDRESS: **3820 Barton Road, Corpus Christi, TX**ZIP: **78415** COUNTY: **NUECES**7. DATE SUBT: **03-15-86**FACILITY: (G, F, T)
(S, L,)
(1, 2, 3)4. C, F, S: **C**6. TYPE OF EVALUATION: **EV**CEI - EV, EC, EP, EB
CME - GW
OTHER - CL, SW, OT, FEFOLLOW UP - FO
SAMPLE - SA
CASE DEVELOPMENT - CD

(CENTRAL OFFICE USE ONLY)

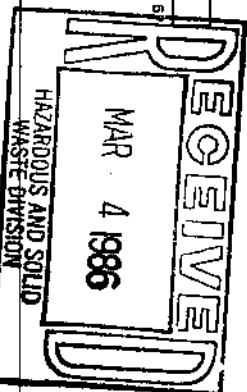
5. DATE OF INITIAL EVALUATION: **01-29-86**RESPONSIBLE AGENCY: **S**

AREA AND CLASS OF VIOLATION (INCLUDES DISTRICT LEVEL ENFORCEMENT ACTIONS)

		Date Notice of Violation	Date Conference	Date Refer. to Austin for Ent.	Date High Prior. Determination	Date Response is Due for NOV	Date of Estim. Compliance	Date of Actual Compliance	Resolve/Unres Compliant
GW									
56 57	58	59	60	61	62	63	64	65	66
CL	X	1							U
56 57	58	59	60	61	62	63	64	65	66
PT									
56 57	58	59	60	61	62	63	64	65	66
MA	X	1							U
56 57	58	59	60	61	62	63	64	65	66
FI	X								
56 57	58	59	60	61	62	63	64	65	66
SC									
56 57	58	59	60	61	62	63	64	65	66
OT	X	2							U
56 57	58	59	60	61	62	63	64	65	66
COMMENTS: (COUNTY)									
		178	015	2	U	1174	2	U	
1	3	5	7	9	12	14	16	18	21
		59	61	63	66	68	70	72	75

COMMENTS: (COUNTY)

1 01 178 015 2 4 117d 2 4 02-27-86 24 36 39 41 43 45 48 50 52 54 56 58 60 62 64 66 68 70 72 74 76 78 80 82 84 86 88 90 92 94 96 98 100 102 104 106 108 110 112 114 116 118 120 122 124 126 128 130 132 134 136 138 140 142 144 146 148 150 152 154 156 158 160 162 164 166 168 170 172 174 176 178 180 182 184 186 188 190 192 194 196 198 200 202 204 206 208 210 212 214 216 218 220 222 224 226 228 230 232 234 236 238 240 242 244 246 248 250 252 254 256 258 260 262 264 266 268 270 272 274 276 278 280 282 284 286 288 290 292 294 296 298 300 302 304 306 308 310 312 314 316 318 320 322 324 326 328 330 332 334 336 338 340 342 344 346 348 350 352 354 356 358 360 362 364 366 368 370 372 374 376 378 380 382 384 386 388 390 392 394 396 398 400 402 404 406 408 410 412 414 416 418 420 422 424 426 428 430 432 434 436 438 440 442 444 446 448 450 452 454 456 458 460 462 464 466 468 470 472 474 476 478 480 482 484 486 488 490 492 494 496 498 500 502 504 506 508 510 512 514 516 518 520 522 524 526 528 530 532 534 536 538 540 542 544 546 548 550 552 554 556 558 560 562 564 566 568 570 572 574 576 578 580 582 584 586 588 590 592 594 596 598 600 602 604 606 608 610 612 614 616 618 620 622 624 626 628 630 632 634 636 638 640 642 644 646 648 650 652 654 656 658 660 662 664 666 668 670 672 674 676 678 680 682 684 686 688 690 692 694 696 698 700 702 704 706 708 710 712 714 716 718 720 722 724 726 728 730 732 734 736 738 740 742 744 746 748 750 752 754 756 758 760 762 764 766 768 770 772 774 776 778 780 782 784 786 788 790 792 794 796 798 800 802 804 806 808 810 812 814 816 818 820 822 824 826 828 830 832 834 836 838 840 842 844 846 848 850 852 854 856 858 860 862 864 866 868 870 872 874 876 878 880 882 884 886 888 890 892 894 896 898 900 902 904 906 908 910 912 914 916 918 920 922 924 926 928 930 932 934 936 938 940 942 944 946 948 950 952 954 956 958 960 962 964 966 968 970 972 974 976 978 980 982 984 986 988 990 992 994 996 998 1000

WORK NO: **3091**NO. OF SAMPLES: **0**SUBMITTED BY: **C. Russell Jones**